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PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
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re the Application of

Takashi YANAGISAWA et al.

Group Art Unit: 1754

Application No.: 10/098,522

Examiner: P. Lish

Filed: March 18, 2002

Docket No.: 112306

For: ELECTRODE MATERIAL FOR LITHIUM SECONDARY BATTERY, AND LITHIUM SECONDARY BATTERY

TERMINAL DISCLAIMER--COPENDING APPLICATIONCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, GSI Creos Corporation, represents that it is the owner of a 100% interest in the above-captioned patent application by virtue of an Assignment filed June 17, 2002 and recorded at Reel 012998, Frame 0848. The undersigned also certifies that he is empowered to execute this Terminal Disclaimer on behalf of the assignee.

Your Petitioner hereby disclaims the terminal part of the statutory term of any patent granted on the above-captioned application, which would extend beyond the expiration of the full statutory term as presently shortened by any Terminal Disclaimer, of any U.S. Patents to issue on copending U.S. Patent Application Nos. 10/098,379; 10/098,103; 10/098,396; 10/098,312; and 10/098,461, and hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that the legal title to said U.S. Patents shall be the same as the legal title to any patent issuing from the above-captioned application, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned application prior to the expiration of the full statutory term as presently shortened by any Terminal Disclaimer of said U.S. Patents in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any Terminal Disclaimer.

Our Check No. 147578 in the amount of 110.00 is attached in accordance with 37 CFR 1.20(d). The U.S. Patent and Trademark Office is authorized to debit Deposit Account No. 15-0461 in the amount necessary to effect filing of this Terminal Disclaimer.

DATE: October 22,
2003

SIGNED:

TYPED NAME:

Thomas J. Pardini

10/24/2003 SSITHIB1 00000072 10098522

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TITLE OR REGISTRATION NO.
OF ATTORNEY OF RECORD:

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